



November 2, 2016

**VIA ELECTRONIC FILING**

Marlene H. Dortch  
Secretary  
Federal Communications Commission  
445 12th Street, S.W.  
Washington, DC 20554

Re: Reply Comments  
*Media Bureau Seeks Comment on EchoStar's Petition for Waiver of Over-The-Air  
Analog Tuner Requirements*  
MB Docket No. 16-329

Dear Ms. Dortch:

EchoStar Technologies L.L.C. ("EchoStar") respectfully urges the Media Bureau to grant expeditiously the above-captioned petition for waiver ("Petition") of the "all channels" requirement in Section 15.117(b) of the Commission's Rules.<sup>1</sup> This rule is scheduled to sunset in less than one year, and thus there would be no harm in waiving it to permit the importation, marketing, and sale of the AirTV without an analog over-the-air tuner.<sup>2</sup> Indeed, the record demonstrates no opposition to the Petition, and the only two commenters unambiguously supported grant of the waiver in order to provide consumers with access to the innovative AirTV.<sup>3</sup> EchoStar thus respectfully urges the Bureau to waive the Section 15.117 analog tuner requirement for the AirTV as quickly as possible.

Sincerely,

/s/ Jennifer A. Manner

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<sup>1</sup> *Media Bureau Seeks Comment on EchoStar's Petition for Waiver of Over-The-Air Analog Tuner Requirements*, Public Notice, MB Docket No. 16-329, DA 16-1169 (rel. Oct. 12, 2016); Petition for Waiver, EchoStar Technologies L.L.C., MB Docket No. 16-329 (filed Oct. 7, 2016).

<sup>2</sup> See 47 C.F.R. § 15.117(b); *Amendment of Parts 73 and 74 of the Commission's Rules to Establish Rules for Digital Low Power Television and Television Translator Stations*, Third Report and Order and Fourth Notice of Proposed Rulemaking, 30 FCC Rcd 14927, 14947-49 ¶ 44-46 (2015) (sunsetting the analog tuner requirement effective August 31, 2017).

<sup>3</sup> See Email from Carl Magnuson to Brendan Murray, MB Docket No. 16-329 (Oct. 16, 2016); Comment of "EchoStar Technologies L.L.C.," MB Docket No. 12-1 (Oct. 19, 2016).